

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, DECEMBER 23, 1971
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

Present--Councilmen Johnson, O'Connor, Landt, Williams, Martinet, and
Mayor Wilson.

Absent--Councilmen Morrow, Hitch, and Bates.

Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 9:35 a.m.

(Item 1)

Mayor Wilson welcomed Dr. Thomas MacCalla, Vice President for Intercultural Affairs of U.S.I.U., with 39 Seminar participants who come from foreign countries.

Dr. MacCalla appeared to speak and acknowledged the countries represented by the seminar participants.

Councilman Morrow entered the Chamber.

(Item 2)

The Purchasing Agent reported on all bids opened Wednesday, December 22, 1971, on paving and otherwise improving Princess View Drive from Mission Gorge Road to Waring Road; four bids received.

Finding was made on motion of Councilman Johnson, that bids had been opened and declared as reported. By the same motion, report was referred to the City Manager and the City Attorney for recommendation.

(Item 3)

A communication from Dr. Walker, Acting President of San Diego State College, expressing his appreciation to the City Council for their support of San Diego State College's efforts to be renamed San Diego State University, was presented.

Dr. Walker was unable to appear, as he was called out of town unexpectedly.

On motion of Councilman Landt, said communication was noted and filed.

(Item 4)

A communication from Mr. Richard Gonzalez, Chicano Federation of San Diego County, Inc., was continued to later in the Meeting for Mr. Gonzalez's presence.

(Considered after Item 108.)

(Item 5)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the matter of vacating the East-West Alley, Block 21, L. W. Kimball's Subdivision and Berensonia Tract - on Resolution of Intention No. 204330. It was reported that no written protests had been received.

No one appeared to be heard.

City Manager Moore answered questions directed by the Council.

The hearing was closed and the following Resolution adopted on motion of Councilman Johnson:

RESOLUTION 204493, vacating the East-West Alley, Block 21, L. W. Kimball's Subdivision and Berensonia Tract, on Resolution of Intention 204330.

(Item 6 - CASE NO. 42-71-8)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the matter of rezoning a portion of Pueblo Lot 1173 (approximately 1.20 acres), located on the north side of Friars Road, between Frazee Road and State Route 163, from Zone R-1-5 to Zone CA. It was reported that no written protests had been received.

No one appeared to be heard.

Assistant Planning Director Jack Van Cleave answered questions directed by the Council.

The hearing was closed on motion of Councilman Landt.

A proposed Ordinance, incorporating a portion of Pueblo Lot 1173 into CA Zone, as defined by Section 101.0428.1 of the San Diego Municipal Code, and repealing Ordinance No. 148 (New Series), adopted February 6, 1933, of the Ordinances of the City of San Diego, insofar as the same conflicts herewith, was introduced on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, and Mayor Wilson. Nays-None. Absent-Councilmen Hitch and Bates.

(Item 7 - CASE NO. 45-71-9)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the matter of rezoning a portion of Rancho San Bernardo (approximately 20.1 acres), located north of Verano Drive, between Pomerado Road and Interstate Highway

(Item 7 Continued)

15, from Zone R-1-20 to Zone R-1-5. It was reported that one written protest had been received.

No one appeared to be heard.

On motion of Councilman Johnson, said hearing was continued for one week to December 30, 1971, for further review of development in North City Area.

(Item 8)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the Appeal of Clyde Carpenter Associates, by Kenn Sorgatz, from the decision of the Planning Commission denying the application of Connecticut Mutual Life Insurance Company, owner, and U-Save-Automatic Corporation, permittee, under Conditional Use Permit Case No. 323-PC, to construct and operate a self-service automotive fuel center, located on the southeast side of Clairemont Drive, between Lakehurst Avenue and Clairemont Mesa Boulevard, being a portion of Lot 3, North Clairemont Plaza, in the CA Zone. It was reported that no written protests had been received.

No one appeared to be heard.

The hearing was closed and the following Resolution was adopted on motion of Councilman Morrow:

RESOLUTION 204494, granting the request of Connecticut Mutual Life Insurance Company to withdraw the appeal of Clyde Carpenter Associates, by Kenn Sorgatz, from the decision of the Planning Commission denying the application of Connecticut Mutual Life Insurance Company, owner, and U-Save-Automatic Corporation, permittee, under Conditional Use Permit Case No. 323-PC, to construct and operate a self-service automotive fuel center, located on the southeast side of Clairemont Drive, between Lakehurst Avenue and Clairemont Mesa Boulevard, being a portion of Lot 3, North Clairemont Plaza, in the CA Zone.

The following Ordinances were introduced at the Meeting of December 9, 1971.

Reading in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and there was available for the consideration of each member of the Council and the public prior to the day of their passage written or printed copies of said Ordinances.

(Item 9 - CASE NO. 42-71-7)

The following Ordinance was introduced on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Martinet, and Mayor Wilson. Nays-Councilman Morrow.

(Item 9 Continued)
Absent-Councilmen Hitch and Bates.

ORDINANCE 10746 (New Series), incorporating a portion of Pueblo Lot 1120 into CO Zone, as defined by Section 101.0423 of the San Diego Municipal Code and repealing Ordinance No. 1947 (New Series), adopted October 1, 1940, of the Ordinances of The City of San Diego, insofar as the same conflicts herewith.

The following Ordinances were adopted on motion of Councilman Johnson, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, and Mayor Wilson. Nays-None. Absent-Councilmen Hitch and Bates.

(Item 10 - CASE NO. 38-71-21)

ORDINANCE 10747 (New Series), incorporating those canyon areas lying westerly of the San Diego Freeway (Interstate 5) and easterly of Soledad Mountain Road, between Ardath Road and La Jolla Scenic Drive North on the North and Romney Road on the South into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code.

(Item 11 - CASE NO. 38-71-22)

ORDINANCE 10748 (New Series), incorporating that canyon area lying easterly of Country Club Drive and westerly of Soledad Park, between Soledad Avenue on the North and Nautilus Street on the South into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code.

(Item 12 - CASE NO. 18-71-4)

ORDINANCE 10749 (New Series), incorporating that canyon area lying easterly of Girard Avenue and westerly of Fairway Road, between Pearl Street on the North and West Muirlands Drive on the South into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code.

(Item 13 - CASE NO. 18-71-3)

ORDINANCE 10750 (New Series), incorporating those canyon areas lying easterly of Draper Avenue and Dowling Drive, southerly of Nautilus Street and northerly of Camino De La Costa and La Jolla Rancho Road into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code.

(Item 14 - CASE NO. 18-71-7)

ORDINANCE 10751 (New Series), incorporating those canyon areas lying on both sides of Torrey Pines Road, northerly of Costebelle Drive, between Prestwick Drive on the West and La Jolla Scenic Drive North on the East into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code.

(Item 15 - CASE NO. 18-71-5)

ORDINANCE 10752 (New Series), incorporating that canyon area lying northerly of Ardath Road, between La Jolla Scenic Drive North on the West and Gilman Drive on the East into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code.

(Item 16)

A proposed Resolution, relative to inviting bids for one vacuum catch basin cleaning unit, was presented.

City Manager Moore answered questions directed by the Council.

RESOLUTION 204495, authorizing the Purchasing Agent to advertise for bids for one vacuum catch basin cleaning unit for not less than six months nor more than twenty-four months with option to purchase any time after six months, in accordance with Specifications Document No. 738353, was adopted on motion of Councilman Landt.

(Item 100)

Five proposed Resolutions, relative to the final subdivision maps of Golfview Apartments, Golfview Estates, and Ong Subdivision, were presented.

City Manager Moore and Assistant Planning Director Van Cleave answered questions directed by the Council.

The following Resolutions, relative to final subdivision maps, were adopted on motion of Councilman Landt:

RESOLUTION 204496, granting a one-year extension of time to Swan Constructors, Inc., subdivider of Golfview Apartments, for completion of improvements.

RESOLUTION 204497, authorizing an Agreement with Golfview and Behavioral Research Laboratories, Inc., for completion of improvements in Golfview Estates, a 99-lot subdivision located on the south of Navajo Road, easterly of Golfcrest Drive;

RESOLUTION 204498, approving the final map of Golfview Estates;

RESOLUTION 204499, authorizing an Agreement with Hugh M. Bennett, Jacklyn Rae Bennett, Robert L. and Carol O'Dell, Tommie Lou and Byron D. Frankenberger, Lester Leo and William C. Burgess, Charles C. and Billye Griffin, R. A. Hall, Joe H. and Delores A. Moore, Keith B. and Janice S. Lansing, and Algernon M. Ong for completion of improvements in Ong Subdivision, a 5-lot subdivision located on the west side of Kearny Mesa Road, southerly of Miramar Road; and

RESOLUTION 204500, approving the final map of Ong Subdivision.

(Item 101)

Continued to 2:00 p.m. Considered after Item 4.

(Item 102)

RESOLUTION 204501, authorizing an Agreement with the State of California, Department of Public Works, Division of Highways, to maintain Division of Highways' radar speedmeter equipment, was adopted on motion of Councilman Landt.

(Item 103)

A proposed Resolution, relative to the 1970 Census of Population and Housing, was presented.

City Manager Moore answered questions directed by the Council.

RESOLUTION 204502, authorizing the City Manager to execute the Official Cost Estimate and Acceptance, dated August 16, 1971, from the United States Bureau of the Census, for a special tabulation of certain data contained in the 1970 Census of Population and Housing, funds for which are budgeted in Department 43.00, Professional Services, was adopted on motion of Councilman Williams.

(Item 104)

The following Resolutions, relative to approving Change Orders issued in connection with the Contract with Mallcraft, Inc., for the construction of park improvements at Mount Hope Park, Encanto Neighborhood Park, South Bay Park and Recreation Center and Old Mission Dam Park, were adopted on motion of Councilman Martinet:

RESOLUTION 204503, Change Order No. 1 - Mount Hope Park - said changes amounting to a decrease of \$2,000;

RESOLUTION 204504, Change Order No. 2 - Mount Hope Park, Linda Vista Neighborhood Park and Southbay Park and Recreation Center - said changes amounting to a decrease of \$10,668;

RESOLUTION 204505, Change Order No. 3 - Linda Vista Park - said changes amounting to an increase of \$3,251;

RESOLUTION 204506, Change Order No. 4 - South Bay Park and Recreation Center - said changes amounting to an increase of \$3,092; and

RESOLUTION 204507, Change Order No. 5 - Mount Hope Park - said changes amounting to an increase of \$2,204 and a decrease of \$414, amounting to a net increase of \$1,790.

(Item 105)

RESOLUTION 204508, approving Change Order No. 1 issued in connection with C. W. McGrath, Inc. for the construction of the San Diego Wild Animal Park--Access Road, Parking Lot and Village Grading;

(Item 105 Continued)
said changes amounting to an increase of \$7,116 and a decrease of \$1,000, amounting to a net increase of \$6,116, was adopted on motion of Councilman Landt.

(Item 106)

RESOLUTION 204509, approving Change Order No. 1 issued in connection with American Electric Contracting Corp. for the construction of the San Diego Wild Animal Park Primary Electrical Distribution; said changes amounting to an increase of \$35 and a decrease of \$1,185, amounting to a net decrease of \$1,150, was adopted on motion of Councilman Morrow.

(Item 107)

RESOLUTION 204510, approving Change Order No. 1 issued in connection with Wil-Sar Construction Co. for construction of City Operations Building Improvements--County Lease; said changes amounting to an increase of \$1,958.27, was adopted on motion of Councilman Johnson.

(Item 108)

A proposed Resolution, honoring the late Dr. Ralph Johnson Bunche, diplomat, statesman, teacher, scholar and peacemaker, for his outstanding contributions to all humanity during his long and dedicated career in the pursuit of peace, was presented.

Miss Anita Tucker appeared to speak in favor of the proposed Resolution.

At this time the City Clerk was asked to read the Resolution in its entirety.

RESOLUTION 204511, honoring the late Dr. Ralph Johnson Bunche, diplomat, statesman, teacher, scholar and peacemaker, for his outstanding contributions to all humanity during his long and dedicated career in the pursuit of peace, was adopted on motion of Councilman Williams.

(Item 4)

A communication from Richard Gonzalez, Chicano Federation of San Diego County, Inc. requesting permission to address the Council regarding discrimination against Chicanos in the PEP Program, was presented.

It was reported that Mr. Gonzalez wished that his request to be heard be continued indefinitely.

On motion of Councilman Williams, said communication was noted and filed.

Mayor Wilson recessed the Meeting at 10:12 a.m. to 2:00 p.m. and Council went into conference on North City Development.

Upon reconvening at 2:19 p.m., the roll call showed Councilmen Hitch and Bates absent.

(Item 101)

A proposed Resolution, continued from the Meeting of December 16, 1971, for further review, denying the transfer of 14 Certificates of Public Convenience and Necessity To Operate Taxicabs from Brokers Mortgage Company, dba San Diego Cab Company, to Pleasureline Products, Inc., dba ABC Cab Company, pursuant to subparagraph h of Section 72.01 of the San Diego Municipal Code, was presented. It was reported that one written protest had been received.

City Manager Moore answered questions directed by the Council.

Attorneys William Jenkins, Richard P. McNulty, Alec Cory, and Mr. Eugene Missler appeared to speak regarding this item.

On motion of Councilman Morrow, said proposed Resolution was continued to Thursday, January 6, 1972, for review of additional proposals.

There being no further business to come before the Council at this time, by Unanimous Consent granted to Councilman Martinet, the Meeting was adjourned in memory of Fred E. Lindley, at 2:46 p.m., on motion of Councilman Martinet.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

Edward J. Miller
City Clerk of The City of San Diego, California